



Memorandum # 37/2003

Commonwealth of Massachusetts | Public Employee Retirement Administration Commission
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MEMORANDUM

TO: All Retirement Boards

FROM: Joseph E. Connarton, Executive Director

RE: Update on Repeal of G.L. c. 32, § 5(1)(e) – Spousal retirement provision

DATE: October 27, 2003

As clarification the Commission noted in PERAC Memorandum #36/2003, the Legislature has overridden the Governor's veto of an extension of the time to file for retirement under G.L. c. 32, § 5(1)(e), the so-called spousal retirement provision. Under this Act, the repeal of the provision, which allows any member who is married to a retiree to retire as if he or she was age 55, takes effect **November 1, 2003**

The Commission has determined that any member who applies for retirement using this provision before November 1, 2003 with a retirement date up to or after November 1, 2003 will be eligible to retire using this provision despite its pending repeal. The retirement date must be subsequent to but not more than four months after filing of such application.

We trust the foregoing is of assistance. If you have further questions or concerns, please contact this office.